MISCELLANEOUS DOCKET UNITED STATES DISTRICT COURT

DOCKET NO. M-126 3-B

MAG WAGNER

	TITLE OF CASE		ATT	ORNEYS		
VS. HELI	CORPORATION O AIRCRAFT LTD. and OSPACE TECHNOLOGIES, INC.	Forplaintiff: Jeffrey L. Carmichael Morris, Laing, Evans, Brock & Kennedy 200 West Douglas, 4th Floor Wichita, KS 67202-3084 (316) 262-2671 Dale Joseph Gilsinger DeLayne Etheridge ALBRIGHT & ASSOCIATES 2601 4th Natl Bk Bldg., Tulsa, Okfordefendant; 918)583-5800 74119		-4 \$+. a,OK 9		
Greg JONE B 3800 Tuls	council: ory K. Frizzell Wayne Sullivan S, GIVENS, GOTCHER, P.O.Box 921 OGAN & HILBORNE Jenks, OK 74037 First National Tower (918)299-0931 a, OK 74103 Treas of Crawford (18)281-8200 John Kovacic	Timothy T. Trump COMFORT, LIPE & GREEN 2100 Mid-Continent Tower 401 South Boston Avenue Tulsa, OK 74103 (918) 599-9400				
	MEMORANDA	DATE	NAME OR RECEIPT NO.	RECEIVED	DISBU	RSED
//)+4 # 88-1215					
DATE	PROCEEDINGS	Ц			Date Or Judgm Not	der or
1986 2-24	CERTIFICATION OF JMN'T for regist (District of Kansas) the pltf. hav in the sum of \$34,965.00 w int. at 4-23-84. h	e jmn'	t against d	eft.,		eu

DATE 1986	PROCEEDINGS	Date Order or Judgment Noted
6-10	APPLICATION for pltf for examintion of jmn't debtor pursuant to Fed. R. Civ. P. rule 69. ag (OtoJ)	-
6-0	ORDER granting pltf's appl. for examintion of jmn't debtor pursuant to Fed. R. Civ. P. rule 69; further deft Aerospace Techologies, Inc. to appear on 6-18-86 at 9:00 a.m. before Mag. ag (JLW-MAG) c/m & Mag.	
6-18	MIN: ASSETS hrg. set this date before Mag. stricken due to non-app of ptys. (JLW-MAG)dw(#386)	
7-29	APPLICATION of pltf for examintion of jmn't debtor pursuant to FED. R. CIV. P. RULE 69. ag (OtoJ)	
7-29	ORDER that Gary C. Adams of the deft corp., Aerospace Technologies, Inc. to appear on 8-20-86 before U.S. Mag. to ans. the jmn't debtor as to assets.ag (JLW-MAG) c/m	
<u>1987</u> 6-2	MOTION of deft Aerospace to quash writ of execution. nm Culled to fore BRIEF in support of motion to quash writ of execution. nm	;
6-2	BRIEF in support of motion to quash writ of execution. nm	
6-22	APPLICATION of pltf for ext of time in which to respond to deft's motion to quash writ of execution. (O & Reply to 1) nm	
6-23	MOTION/deft Aerospace to quash writ of execution referred to MAG Wagner.(TRB-J)jc(c/Mag Wagner)	
6-26	ORDER granting appl. of pltf for ext. of time until 6-26-87 to respond to deft's mo/to quash writ of execution. ag (JLW-MAG) c/m vt	r *
6-26	RESPONSE of pltf to defts Aerospace mo/to quash writ of execution. ag	
7-8	DEF MOTION to quash writ of execution set before Mag. Wagner 8-12-87 at 10:30 am. (JLW-MAG)j ntc mld	
8-12 MI	N HRG HELD. Deft mot/quash be granted; each atty to have 10 days to appeal decision after R & R. (JLW-MAG) jm	
8-17	R & R of Mag granting deft's motion to quash writ of execution. (JLW-Normal c/m nm	AG)
8-24	TRANSCRIPT of hearing on deft's motion to quash had on 8-12-87. (CSR/ES) (1 orig & 1 copy) (1-57 pgs) nm	
8-27	OBJECTIONS of pltf EDO to the R & R of Mag Wagner. nm	
8-27	MEMORANDUM in support of objections to R & R of Mag Wagner. nm	
9-3	BRIEF of deft Aerospace Technologies in opposition to EDO's object ion to Magistrate's ruling. nm	
9-14	APPLICATION of pltf for ext of time in which to reply to defts' response briéf. (OtoJ) nm	
	ORDER granting pltf until 9-23-87 in wheih to respond. (TRB-J) c/m pltf	

DATE 1987	PROCEEDINGS	Date Order or Judgment Noted
9-23	REPLY of EDO corp to brief in opposition to EDO's objection to Mag's ruling. nm	
11-10	ORDER THAT pltf EDO Corp's objection to R & R of Mag is sustained and motion to quash is denied. (TRB-J) c/m nm (SEE ORDER FOR DETAILS)	
11-24	MOTION of Gary Adams Trust to amend Findings purs to Rule 52(b) and to alter or amend j'mt purs to Rule 59(e). nm	
11-24	BRIEF in support of motion to amend findings purs to Rule 52(b) and to alter or amend j'mt purs to Rule 59(e). nm	
12-11	RESPONSE of pltf EDO to motion to amend Findings purs to Rule 52(b) and to alter or amend j'mt purs to Rule 59(e). nm	
1988		
1-14	ORDER denying Gary Adams Trust's motion to amend j'mt. (TRB-J) c/m nm	
2-3	RETURNS (2) of service Writ of Execution served 1-22-88 Aerospace Techologies, Inc(Admiral Place address) and Aerospace Tech. (Garne Road address) by USM. (\$9.00) jc	t t
2-12	NOTICE OF APPEAL by Deft. Aerospace Tech. from the J. of 11-10-87 & the O. of 1-14-88. pt (fees paid; D.St. submitted) cps/mld&USCA	
2-22	LETTER recd.f rom 10th Cir. assigning Appeal No. 88-1215 to N/A fld. 2-12-88. pt	
2-26	TRANSCRIPT ORDER FORM, transcript already on file, cpys mld to 10th	ı a
02-17 1989 $02-13$ $02-17$	RETURN on Writ of Execution; Pers Srvd Aerospace Technologies 02-06-RETURN of Service on Writ of Execution, srvd Pamela Prince, (Fees \$	
2-17	APPLICATION of pltf to require witness to appear & testify & produce document in aid of execution and brief in support. (OtoJ) nm	
2-21	MO APPL. OF PLTF. TO REQUIRE WITNESS TO APPEAR is referred to Mag. Wagner. (TRB-J)ho	
2-24	ORDER that Gary Clark Adams ordered to appear and testify upon the execution proceedings on 04-19-89, 9:00AM before Mag. Wagner. (JLW-MAG) c/m tl	ne
03-01	MOTION of Defts to set supersedeas bond. (O to J) tl	
03-01	BRIEF in support of Mo to set supersedeas bond. tl	
03-08	RESPONSE of Pltf and Deft Helio to Mo to set supersed eas bond. tl	
03-08	APPLICATION of Pltf to reset appearance. (O to Mag) tl	
03-08	ORDER Gary Clark to appear on 3-15-89, 9:00AM before Mag Wagner. (JLW-MAG) c/m tl	
3-13	RECORD on appeal due 3/20/89.a	
3-13	ORDER from 10th, appellees to submit to 10th an addendum containing xhbs as part of the record on appeal.a	the

DATE	PROCEEDINGS	Date Order or Judgment Noted	
1989			
3-15	MIN ASSET HRG called before Mag. Wganer. Deft Motion for Supersedeas bond heard and taken under advisement. Asset hrg passed to 3-24-89 @ 9:00 a.m. Mr. Adams to appear also at that time. (JLW-MAG)j		
3-20	TRANSMITTED to 10th, Vol I & II of the record on appeal, cpy of cover ltr & dkt sht to ptys.a		
03-20	R&R of Mag denying Mo of Deft Aerospace Tech to set supersedeas bond, because subj prop has already been executed upon and will be sold, leaving no proceedigns on which bond would operate as a stay. (JLW-MAG) c/m tl		
3-24	MIN ASSET HRG held before Mag. Wagner. Gary C. Adams - witness, present & sworn. Pending settlement of this matter, court orders by 3-27-89 @1:00 pm production of blueprints, other documents will be satisfied by access of warehouse @ 21st & Sheridan. Sale to proceed as provided by law once that has been satis. Type certificate to be produced to EDO or its assignee. Precise address of warehouse to be provided to counsel pm of 3-24-89. Upon agreement of EDO or assignee time for production can be extended if agreed. (JLW-MAG)j		
04-05	ORDER affirming R&R of Mag; Denied Deft's Mo to set supersedeas bond (TRB-J) c/m tl		
7-7	ORDER from 10th, there being no resp from appellants, appellee's mot/substitute ptys is granted; Corser Ventures, Inc. is subst for EDO Corp, cpy to TRB.a	ituted	
1 990 4-9	ORDER from 10th, upon stip of ptys, appeal is dism, ptys to bear their own costs, cpy to TRB.a		
11-15	WRIT OF EXECUTION issued on 11-14-90. dh		
11-15	ORDER OF SALE issued on 11-15-90. dh		
12-7	RETURN on USM Srv; srvd Gary Adams at USMS Ofc N/OK on 11-26-90. dh		
12-7	RETURN on USM Srv; srvd Mr. Hedges in ofc of N/OK on 11-16-90. dh		
12-13	CERTIFICATE of DeLayne N. Etheridge of mailing.ntc/sale.dh		
<u>1991</u> 1-4	MOTION of John Kovacic, Treas, Crawford Co, KS, et al for eterm from prcds/sales based upon exec of Fed Marshall. dh (No Control preg. 1-9-3)	n	
1-4	BRIEF IN SUPPORT of above. dh(No Cert/Mig-19/1/4/1)		
1-10	CERTIFICATE of Wayne Sullivan of mailing mot & brf in suppt filed on 1-4-91 dh		
1-18	MOTION of pltf for enlrgmt/tm to resp to mot/determ frm procds/sales based upon exec of Fed Marshall.(O2FILE) dh		

M 1203 D		<i>p</i> .
D. C. 110A Rev. (Civil Docket Continuation	•
DATE	PROCEEDINGS	Date Order or Judgment Noted
1991 1-31	MOTION of pltf for ord confrming sale. (O2MAG Wolfe w/brf/suppt &cpy, dh (laujing in file - hrq 21 3/20/91)	/ds)
1-31	BRIEF IN SUPPORT of pltf's mot/ord crrming sale & in resp to mot/deterprods of sales based upon exec of Fed Marshal. dh	rm of
2-6	NOTICE of hrg on confirmation/sale of chattels for sum of \$172,876.58 dh	3 •
2-15	CERTIFICATE of DeLayne N.Etheridge of mailing copy of ntc/hrg re: confrmtn/sale of chattels. dh	
3-14	RETURN on USM Srv; on 1-8-91 sold items at Tulsa County Crths. dh	
3-18	ADVISE of John Kovavic of bkcy. dh (Cpy2bs) dh	
3-20 MI	N HRG on mot/conf sale to be reset & notice sent; ptys to file resp. briefs by 4-8.(JSW_MAG) jcm	
3-21 MC	MOTION TO CONFIRM set on 4-17-91 @ 9:30am(JSW-MAG) jcm c/mld	
4 - 4	BRIEF of pltf Corser of auth. dh	
4-17 MI	N HRG HELD; Mot/Confirm sale taken u/advisement; exh of deft adm. (JSW_MAG)jcm #643	The control of the co
4-18	SUPPLEMENTAL BRIEF of pltf of authorities. ag	
4-22	R&R that Marshal deliver the seized assets to the purchaser Corser Ventures, Inc. to w/an executed Marshal's Bill of Sale for the same: & that Corser's mo/to confirm sale be granted & Kovacic's mo/for determination from proceeds of sale be denied; further ptys are give 10 days to file any obj w/supporting brief. ag (JSW-MAG) c/m	
5-17	ORDER ENTERED AFFIRMING AND ADOPTING R & R of MAG. USM TO DELIVER SEIZED ASSETS TO PURCHASER CORSER VENTURES, INC. W/AN EXECUTED MARSHAL'S BILL OF SALE. Corser's mo/confirm sale is granted. Kovacic's mo/determination from proceeds of sale is denied inso far as any proceeds payable to Treasurer of Crawford County, Kansas. (TRB-J) c/m USM nm EOD: 5-20-91	
5-22	ORDER ENTERED affirming R & R of Mag. USM to deliver seized assets to purchase Corser Ventures, Inc. w/executed Marshal's Bill of Sale for same; FURTHER that Corser's mo/confirm sale is granted; Kovacic's mo/determination from proceeds of sale is denied insofa as any proceeds payables to Treasurer of Crawford County, Kansas. (TRB-J) c/m USM nm EOD: 5-23-91	

MARSHAL'S BILL OF SALE. dh 6-11

DATE	PROCEEDINGS	Date Order of Judgment No.
Va. A. Assertation of the Control of		